

testing of a lighting system or its components.

[Sched. 29A, 23 FR 9479, Dec. 6, 1958, as amended at 39 FR 24002, June 28, 1974; 43 FR 12316, Mar. 24, 1978]

### §26.3 Consultation.

By appointment, applicants or their representatives may visit Approval and Certification Center, Box 201B Industrial Park Road, Dallas Pike, Triadelphia, W.Va. 26059 to discuss with qualified MSHA representatives proposed designs of equipment to be submitted in accordance with the requirements of the regulations of this part. No charge is made for such consultation.

[Sched. 29A, 23 FR 9479, Dec. 6, 1958, as amended at 43 FR 12316, Mar. 24, 1978]

### §26.4 Type of equipment that may be granted certificates of approval for permissibility.

Certificates of approval for permissibility will be granted for completely assembled lighting systems only and not for individual parts or subassemblies. A certificate of approval for permissibility shall include all components, cables, and equipment used in other than fresh intake air, and also, necessary protective devices which may be housed in non-explosion-proof enclosures located in fresh intake air.

### §26.5 Components that may be certified.

Manufacturers of components that are designed for use in permissible mine-lighting systems may request MSHA to issue a letter certifying to the suitability of components for such use. To qualify for certification, components shall have satisfactorily met the prescribed inspection and test requirements, and the construction thereof shall be adequately covered by specifications officially recorded and filed by MSHA.

### §26.6 [Reserved]

### §26.7 Tests and investigations.

Unless the application states otherwise, it will be presumed that a complete investigation for certification is desired. However, the application may be expressly limited to some element

or phase less than a complete investigation. If the tests at any stage indicate that the lighting system does not conform to the specifications in this part, MSHA may treat the application as one for a partial investigation up to that point. Complete investigation for certification will not be undertaken unless the equipment has been fully developed, is ready to be marketed, and is submitted completely assembled, including parts, connectors, and all related materials.

### §26.8 Applications.

(a) No investigation or testing will be undertaken by MSHA except pursuant to a written application, in duplicate, accompanied by a check, bank draft, or money order, payable to the U.S. Mine Safety and Health Administration to cover the fees, and all prescribed drawings, specifications, and related material. The application and all related matters and all correspondence concerning it shall be sent to Approval and Certification Center, Box 201B Industrial Park Road, Dallas Pike, Triadelphia, W.Va. 26059.

(b) The equipment to be tested may be shipped (charges prepaid) at the same time the application is submitted, or, at the option of the applicant, shipment of the equipment may be deferred until MSHA has notified the applicant that the application will be accepted.

(c) Drawings and specifications shall be adequate in number and detail to identify fully the design of the device and to disclose its materials, detailed dimensions of all parts, and include a wiring diagram. Drawings must be numbered and dated to insure accurate identification and reference to records and must show the latest revision. Specifications must be given for materials, components, and subassemblies.

[Sched. 29A, 23 FR 9479, Dec. 6, 1958, as amended at 43 FR 12316, Mar. 24, 1978]

### §26.9 Specifications; all types of lighting systems.

(a) MSHA will not test or investigate any lighting system that in its opinion is not constructed of suitable materials, that evidences faulty workmanship, or that is not designed upon